

State of Kansas
Department of Health and Environment

Public Notice Concerning Kansas / Federal
Water Pollution Control Permits and Applications

State of Kansas
Department of Health and Environment
Division of Environment-Bureau of Water
1000 SW Jackson St., Suite 420
Topeka, Kansas 66612-1367
Telephone: (785) 296-6432 - Ag Permits
(785) 296-5517 - All Others

Public Notice No. KS-AG-19-166/173
Public Notice No. KS-AG-R-19-009/012
Public Notice No. KS-Q-19-110/111

Beginning Date: May 9, 2019
Comments Due: June 8, 2019

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 17, 28-18a-1 through 33, 28-16-150 through 154, 28-46-7, and the authority vested with the State by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation, and reissuance of the designated permit or termination of the designated permit.

Public Notice No. KS-AG-19-166/173

Pending Permits for Confined Feeding Facilities

<u>Name and Address of Applicant</u>	<u>Legal Description</u>	<u>Receiving Water</u>
Ryan Ortner RK Cattle Company 135 N Glen St Ainsworth, NE 69210-1519	All of Section 22 and SW/4 of Section 23 T26S, R28W Gray County	Upper Arkansas River Basin

Kansas Permit No.: A-UAGY-C010

Federal Permit No.: KS0087602

An update to the Nutrient Management Plan (NMP) was received for this existing facility currently permitted for 20,000 head (20,000 animal units) of cattle weighing greater than 700 pounds. The facility's NMP was updated to include the addition of nine new application fields. There are no changes to the permit or in the permitted number of animal units. Only the updated portions of the Nutrient Management Plan are subject to comment. This facility has an approved Nutrient Management Plan on file with KDHE.

Greg Allen
Greg Allen
1168 I Road
Centralia, KS 66415

NW/4 of Section 9
T04S, R12E
Nemaha County

Missouri River Basin

Kansas Permit No.: A-MONM-S034

This is a permit modification for an existing facility for 150 head (60 animal units) of swine weighing greater than 55 pounds, and 30 head of dogs in kennels (0.6 animal units), for a total of 60.6 animal units. There has been 149.4 decrease in animal units from the last permit.

Chris Pinkston
High C Farms
1213 NW 80th Ave
St. John, KS 67576

SW/4 of Section 17
T22S, R14W
Stafford County

Upper Arkansas
River Basin

Kansas Permit No.: A-UASF-B001

This is a renewal permit for an existing facility for 990 head (990 animal units) of cattle weighing more than 700 pounds. There has been no change in animal units from the last permit.

Wayne Hermes
Wayne Hermes
1353 136th Rd
Seneca, KS 66538

SW/4 of Section 21
and NW/4 of Section 28
T03S, R13E
Nemaha County

Missouri River Basin

Kansas Permit No.: A-MONM-M028

This is a renewal permit for an existing facility for 120 head (168 animal units) of mature dairy cows and 20 head (10 animal units) of cattle weighing 700 pounds or less (dairy calves), for a total of 178 animal units. There has been no change in animal units from the last permit.

Owen Watowa
Watowa Farms
12124 Neosho Rd
Atchison, KS 66002

NW/4 of Section 5
T05S, R20E
Atchison County

Missouri River Basin

Kansas Permit No.: A-MOAT-S004

This is a renewal permit for an existing facility for 1,022 head (408.8 animal units) of swine weighing more than 55 pounds and 420 head (42 animal units) of swine weighing 55 pounds or less, for a total of 450.8 animal units. There has been no change in animal units from the last permit.

Lyle Billips
Billips Farms
3449 350th Ave
Hill City, KS 67642

NE/4 of Section 31
T06S, R21W
Graham County

Solomon
River Basin

Kansas Permit No.: A-SOGH-B005

This is a renewal permit for an existing facility for 990 head (990 animal units) of cattle weighing greater than 700 pounds. There has been no change in animal units from the last permit.

Leslie Werth
Leslie Werth
104 South Front
Schoenchen, KS 67667

NW/4 of Section 3
T16S, R19W
Rush County

Smoky Hill
River Basin

Kansas Permit No.: A-SHRH-B009

This is a renewal permit for an existing facility for 220 head (220 animal units) of cattle weighing greater than 700 pounds and 760 head (380 animal units) of cattle weighing 700 pounds or less, for a total of 600 animal units. There has been no change in animal units from the last permit.

Barry Urban
Urban Farms
2981 Avenue D
Bison, KS 67520

SE/4 of Section 17
T16S, R17W
Rush County

Smoky Hill
River Basin

Kansas Permit No.: A-SHRH-B008

This is a renewal permit for an existing facility for 80 head (80 animal units) of cattle weighing more than 700 pounds and 80 head (40 animal units) of cattle weighing 700 pounds or less, for a total of 120 animal units. There has been no change in animal units from the last permit.

Public Notice No. KS-AG-R-19-009/012

Per Kansas Statutes Annotated 65-171d, the following Registration has been received for a proposed facility:

<u>Name and Address of Registrant</u>	<u>Legal Description</u>	<u>County</u>
Troy Wiebe 12361 NW Prairie Creek Rd Whitewater, KS 67154	NW/4 of Section 20 T21S, R03E	Marion
Steve Peterson 1931 4 th St Clay Center, KS 67432	W/2 of Section 20 T08S, R03E	Clay
Robert Kramer 1109 ORD Goff, KS 66428	SE/4 of Section 8 T04S, R13E	Nemaha
Sharon Munk 562 S Rd 150 West Menlo, KS 67753-5344	SW/4 of Section 18 T08S, R30W	Sheridan

Public Notice No.: KS-Q-19-110/111

The requirements of the draft permit public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28 (b-g), and Federal Surface Water Criteria.

<u>NAME AND ADDRESS OF APPLICANT</u>	<u>RECEIVING STREAM</u>	<u>TYPE OF DISCHARGE</u>
Mid-States Materials P.O. Box 236 Topeka, KS 66601	Marais des Cygnes River via Pottawatomie Creek via Unnamed Tributary	Process Wastewater

Kansas Permit No. I-MC13-PO08	Federal Permit No. KS0100412
Legal Description: NE¼, S16, T20S, R20E, Anderson County, Kansas	
Facility Name: Garnett Quarry	

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is engaged in limestone quarrying operation, which may wash rock occasionally. If rock washing occurs and wash water is generated, it will be directed to a large sedimentation pond, which is in the old quarry pit, and treated wash water will be recycled and not discharged. The proposed permit contains generic language to protect the waters of the State.

Waste Corporation of Kansas, Inc 33924 Olathe Drive Lebanon, MO 65536	Marais des Cygnes River via Cox Creek via Unnamed Tributary	Process Wastewater
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Kansas Permit No. I-MC03-PO05	Federal Permit No. KS0100480
Legal Description: SE¼, S2, T28S, R25E, Crawford County, Kansas	
Facility Name: Oak Grove Landfill	

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility is engaged in mining of clay used to construct the liner of the Oak Grove Municipal Solid Waste Landfill. Stormwater runoff around the clay pits is discharged from Outfall 004A1, after being treated by an on-site settling pond. The Municipal Solid Waste (MSW) landfill area has an Industrial Stormwater Permit issued by KDHE's Bureau of Water and has a solid waste permit issued by KDHE's Bureau of Waste Management. The proposed permit contains monitoring for total suspended solids.

Persons wishing to comment on or object to the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments or objections considered in the decision-making process. Comments or objections should be submitted to the attention of Livestock Waste Management Section for agricultural related draft documents or applications, or to the permit clerk for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas 66612-1367.

All comments regarding the draft documents or application notices received on or before **June 8, 2019**, will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-19-166/173, KS-AG-R-19-009/012, KS-Q-19-110/111) and name of the applicant/permittee when preparing comments.

After review of any comments received during the public notice period, the Secretary of Health and Environment will issue a determination regarding final agency action on each draft document/ application.

If response to any draft document / application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC).

All draft documents / application and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available on the Internet at <http://www.kdheks.gov/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m., Monday through Friday, excluding holidays.

Lee A. Norman, M.D.
Secretary
Kansas Department of Health and Environment